

AN ORDINANCE **97264**

AMENDING CERTAIN SECTIONS OF CHAPTER 34 OF THE CITY CODE TO INCLUDE THE DEFINITION OF ECONOMIC DEVELOPMENT WATER SERVICE CUSTOMERS; ESTABLISHING A RATE SCHEDULE FOR ECONOMIC DEVELOPMENT WATER SERVICE CUSTOMERS; PERMITTING THE WAIVER OF CERTAIN FEES AND CHARGES; PROVIDING FOR THE CONSTRUCTION OF INFRASTRUCTURE AND FACILITIES; AND ESTABLISHING AN EFFECTIVE DATE OF MARCH 15, 2003.

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WHEREAS, the City of San Antonio ("City") by and through the San Antonio Water System Board of Trustees ("Board") is charged with determining the financial requirements of the San Antonio Water System ("System") and the need for any adjustments in the schedule of charges for water and sewer service pursuant to Ordinance No. 75686, passed and approved on April 30, 1992; and

WHEREAS, the Board has determined the need to establish economic development customer water service rates and charges; and

WHEREAS, to encourage new and existing customers to construct major manufacturing or assembly facilities in the System's service area, and to encourage new and additional employment at above averages wage rates, the Board has determined that it is necessary to have the capacity to contract for the waiver, in whole or in part, of certain fees and costs otherwise payable by an economic development customer, and to contract for the provision of water and wastewater infrastructure at reduced or at no cost to such customers; and

WHEREAS, such revisions will require amendments and additions to certain sections of and accompanying schedules to Chapter 34 of the San Antonio City Code; and

WHEREAS, the Board has recommended by resolution that such amendments to Chapter 34 of the San Antonio City Code, including the establishment of economic development customer water service rates and charges, be adopted by the City Council of the City of San Antonio; and

WHEREAS, the City Council of the City of San Antonio is empowered to approve and adopt such rates and charges; and

WHEREAS, it is in the best interests of the City to approve such rates and charges;
NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 34 of the San Antonio City Code, Sec. 34-2.01 is hereby amended to include the definitions of Economic Development customer, Full time employment, and SAWS set forth in Attachment I, attached hereto and fully incorporated herein for all purposes.

SECTION 2. Chapter 34 of the San Antonio City Code is hereby amended to add a new Section 34-122.3 ("Economic Development Rate Schedule"), including the addition of rates and charges for economic development water service customers and the establishment of a new economic development customer water service Rate Schedule D, all as set forth in Attachment II, attached hereto and fully incorporated herein for all purposes.

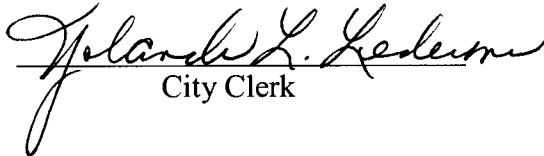
SECTION 3. Those provisions of Chapter 34, San Antonio City Code, which are not specifically revised by this Ordinance shall remain in full force and effect.

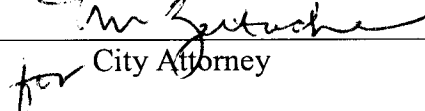
SECTION 4. The new rates and charges established in Rate Schedule D adopted pursuant to this Ordinance shall become effective at 12:01 a.m. on the fifteenth day of March, 2003, and shall be applied to all applicable San Antonio Water System economic development customer billing thereafter.

SECTION 5. This ordinance shall be effective on the tenth (10th) day after passage.

PASSED AND APPROVED this 27th day of February, 2003.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney